



RCE 61

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/909,553
	Filing Date	07-20-2001
	First Named Inventor	Terence F. Kelly
	Art Unit	2672
	Examiner Name	J. Amini
Total Number of Pages in This Submission	Attorney Docket Number	6840

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ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Supplemental Information Disclosure Statement w/document <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Request for Continued Examination (RCE) Transmittal Written Statement of Substance of Interview Return Postcard
<div>Remarks</div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Reinhart Boerner Van Deuren s.c.
Signature	<i>Peter J. Manghera</i>
Date	October 5, 2004

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Typed or printed name	Peter J. Manghera		
Signature	<i>Peter J. Manghera</i>	Date	October 5, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 885.00

Complete if Known

Application Number 09/909,553

Filing Date 07-20-2001

First Named Inventor Terence F. Kelly

Examiner Name J. Amini

Art Unit 2672

Attorney Docket No. 6840

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METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money ☐ Other ☐ None
Order

☒ Deposit Account:

Deposit
Account
Number

18-0882

Deposit
Account
Name

Reinhart Boerner Van Deuren s.c.

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments
☒ Charge any additional fee(s) under 37 CFR 1.16 and 1.17
☒ Charge fee(s) indicated below, except for the filing fee
to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1001	790	2001	395	Utility filing fee	
1002	350	2002	175	Design filing fee	
1003	550	2003	275	Plant filing fee	
1004	790	2004	395	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	

SUBTOTAL (1)

(\$ 0)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	23	-29 **	=	0	X	9	=	0
Independent Claims	4	-4 **	=	0	X	43	=	0
Multiple Dependent					X	145	=	0

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
1202	18	2202	9	Claims in excess of 20
1201	88	2201	44	Independent claims in excess of 3
1203	300	2203	150	Multiple dependent claim, if not paid
1204	88	2204	44	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2)

(\$ 0)

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	430	2252	215	Extension for reply within second month	
1253	980	2253	490	Extension for reply within third month	490.00
1254	1,530	2254	765	Extension for reply within fourth month	
1255	2,080	2255	1,040	Extension for reply within fifth month	
1401	340	2401	170	Notice of Appeal	
1402	340	2402	170	Filing a brief in support of an appeal	
1403	300	2403	150	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,370	2453	685	Petition to revive - unintentional	
1501	1,370	2501	685	Utility issue fee (or reissue)	
1502	490	2502	245	Design issue fee	
1503	660	2503	330	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17 (q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	790	2809	395	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	790	2810	395	For each additional invention to be examined (37 CFR § 1.129(b))	
1801	790	2801	395	Request for Continued Examination (RCE)	395.00
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$ 885.00)

SUBMITTED BY

Name (Print/Type)	Peter J. Manghera	Registration No. (Attorney/Agent)	40,080	Telephone	608-229-2200
Signature	Peter J. Manghera	Date	October 5, 2004		

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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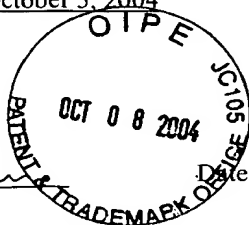
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Reinhart Boerner Van Deuren s.c.

By: Peter J. Manghera

Signature: Peter J. Manghera

Date: October 5, 2004



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

GROUP ART UNIT: 2672

EXAMINER: J. Amini

In re application of: Terrence F. Kelly, et al.)

Application No: 09/909,553)

Filed: 07-20-2001)

Attorney Docket No. 6840)

For: SYNCHRONIZED GRAPHICAL
INFORMATION AND TIME-
LAPSE PHOTOGRAPHY FOR
WEATHER PRESENTATIONS
AND THE LIKE)

Mail Stop RCE

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

DATE: October 5, 2004

WRITTEN STATEMENT REGARDING SUBSTANCE OF
TELEPHONE INTERVIEW WITH EXAMINER

Dear Sir:

This is applicant's written statement regarding the substance of a telephone interview regarding the above-referenced patent application which was conducted on May 24, 2004. Participating in the telephone interview were applicant's representative Peter J. Manghera and USPTO representatives Examiners Javid A. Amini and Jeffery Brier. No exhibits were shown or demonstrations conducted as part of the interview.


The claim discussed during the interview was Independent Claim 1, as previously amended. The prior art discussed during the interview was U.S. Patent Application Publication No. US 2001/0003846 to Rowe, et al. Agreement with respect to the claims was not reached at the conclusion of this interview.

During the interview Applicant's representative discussed the teachings of Rowe, et al. He pointed out that Rowe, et al. describes a system for distributing streaming media, including weather reports, in a multiplex manner. Applicant's representative then discussed each of the figures and sections of Rowe, et al. that were cited in the most recent Office Action. He explained that these figures and paragraphs of Rowe, et al. describe generically the generation and distribution of weather reports, but do not describe or suggest the combination of features in Claim 1. In particular, Applicant's representative pointed out that Claim 1 features a time-lapse photography video image sequence of sky conditions and a computer generated dynamic graphical information presentation of changing weather conditions that are combined in a time synchronized manner to show simultaneously changing sky conditions and weather conditions. Applicant's representative pointed out that an exemplary presentation resulting from such a method is illustrated in Fig. 2 of the application. He further pointed out that nothing in Rowe, et al. describes or suggests a method for generating a combined graphical information and time-lapse photography presentation as illustrated in Fig. 2 of the application specification, and that, in fact, it is believed that time-lapse photography is not described or mentioned at all in Rowe, et al.

Examiner Amini directed Applicant's attention to figures in Rowe, et al. that illustrate graphical images including video files that combine data and weather graphics to generate programming including video, audio, text, and graphics that are distributed to a large number of program viewers located over a large geographic area. Applicant's representative respectfully disagreed that that this generic teaching of the generation of a weather presentation including various data components describes or suggests the specific method for generating a combined graphical information and time-lapse photography presentation as featured in Claim 1, as amended.

Applicant's attorney respectfully submits that this written statement of the telephone interview of May 24, 2004, is complete and accurate. If the Examiner believes that the record is not complete or accurate, the Examiner is invited to telephone the undersigned.

Respectfully submitted,

A handwritten signature in black ink that reads "Peter J. Manghera". The signature is written in a cursive style with a large, stylized "P" and "M".

Peter J. Manghera
Reg. No. 40,080

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